



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Yu-Ting Lin ) Examiner: Yang, Nelson C.  
Serial No. 10/616,520 )  
Filed: July 9, 2003 ) Art Unit: 1641  
For: "BIOCHIP PREPARATION METHOD" ) Our Ref: B-5144 621063-7  
 ) Re: *Office Action*  
 )

**RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper is filed in response to the Official action dated October 20, 2005.

In the Official Action the Examiner sets forth a Restriction Requirement asserting that claims 1-17 drawn to a preparation method for biochips lack unity with claims 18-28 drawn to a biochip.

The applicant hereby provisionally elects claims 18-28 for examination in this application, with traverse.

The Examiner asserts that the apparatus of claim two can be produced using a materially different process than the process of the group I claims. The Examiner asserts that process uses photolithographic techniques.

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The Examiner is respectfully requested to state, for the record, exactly how a chip, according to claim 18, could be manufactured using photolithographic techniques which would not fall within the scope of claim 1. If the Examiner is unable to do that, then the Restriction Requirement is improper and should be withdrawn.

Reconsideration is respectfully requested.

I hereby certify that this correspondence is being deposited with the United States Post Office with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

November 14, 2005

(Date of Transmission)

Mia Kim  
(Name of Person Transmitting)

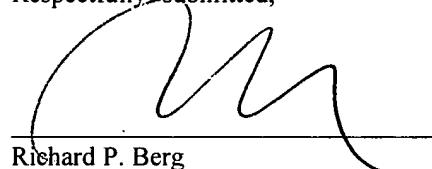
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(Signature)

11/14/05

(Date)

Respectfully submitted,

  
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